

MELINDA L. HAAG (CABN 132612)  
United States Attorney

E-FILING

FILED

2010 DEC -2 P 3:48

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
N.D. OF CALIFORNIA, SAN JOSE

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

JF

SAN JOSE DIVISION

UNITED STATES OF AMERICA,

**CR 10 00883**

No. CR

Plaintiff,

**VIOLATION: 18 U.S.C. § 1001 - False  
Statements to a Government Agency**

v.

RACHELLE THOMAS-ZUILL,

SAN JOSE VENUE

Defendant.

HRL

I N F O R M A T I O N

The United States Attorney charges:

I N T R O D U C T O R Y A L L E G A T I O N S

1. The defendant Rachele Thomas-Zuill worked as an employee of the San Francisco Division of the Federal Bureau of Investigation (FBI) from February 1997 until July 2010.

2. From January 2003 to July 2010, Thomas-Zuill worked as an FBI Personnel Security Specialist. Her professional responsibilities as an FBI Personnel Security Specialist included overseeing and administering background investigations for the determination of security clearances for FBI personnel, including FBI management and special agents. Part of Thomas-Zuill's work as an FBI Personnel Security Specialist included collecting financial information from other FBI personnel for use in their background investigations.

1           3.     As an FBI Personnel Security Specialist, Thomas-Zuill had Top Secret/Sensitive  
2     Compartmented Information (SCI) clearance. As an FBI employee with Top Secret/SCI  
3     clearance as well as access to sensitive information, Thomas-Zuill was required annually to file a  
4     security financial disclosure form (SFDF). The SFDF requires FBI employees to disclose certain  
5     financial information, including listing all assets and liabilities. FBI supervisors and the FBI  
6     Security Division/Internal Security Section review the financial information FBI employees  
7     disclose on their SFDF, including their level of personal indebtedness, to assess those employees'  
8     continued suitability for Top Secret/SCI security clearance.

9           4.     The defendant acknowledged on a SFDF that she electronically submitted on  
10    November 30, 2007 that "I certify that the entries made by me are true, complete, and accurate to  
11    the best of my knowledge and belief and are made in good faith. I understand that knowing and  
12    willful false statements on this form can be punished by fine or imprisonment or both (See U.S.  
13    Code Title 18, Section 1001)."

14    COUNT ONE: (18 U.S.C. § 1001(a)(3) – False Statements to a Government Agency)

15           On or about November 30, 2007, in the Northern District of California, the defendant,  
16                                           RACHELLE THOMAS-ZUILL,  
17    in a matter within the jurisdiction of the Federal Bureau of Investigation, did knowingly and  
18    willfully make and use a false writing and document knowing the same to contain a materially  
19    false, fictitious, and fraudulent statement, in that she electronically submitted to the Security  
20    Division/Internal Security Section of the FBI a security financial disclosure form (SFDF) in  
21    which the defendant stated that she personally owned three properties with a total outstanding  
22    mortgage debt of \$866,000, when in fact, as she then knew, she actually owned six properties  
23    with outstanding mortgage debt of \$2,276,000.

24    //

25    //

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1 All in violation of Title 18, United States Code, Section 1001(a)(3).

2  
3 DATED: 12/2/10

MELINDA L. HAAG  
United States Attorney

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JEFF NEDROW  
Deputy Chief, San Jose Branch

(Approved as to form: )

AUSA Fazioli

AO 257 (Rev. 6/78)

**DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT**BY: ☐ COMPLAINT ☒ INFORMATION ☐ INDICTMENT  
☐ SUPERSEDINGName of District Court, and/or Judge/Magistrate Location  
NORTHERN DISTRICT OF CALIFORNIA**OFFENSE CHARGED**Title 18, United States Code, Section  
1001 - False Statements to a Government  
Agency.☐ Petty  
☐ Minor  
☐ Misdemeanor  
☒ Felony**PENALTY:**5 Years Imprisonment, \$250,000 Fine, 3 Years Supervised  
Release, 5 Years Probation, and \$100 Special Assessment.**PROCEEDING**Name of Complainant Agency, or Person (& Title, if any)  
Department Of Justice, Office of the Inspector General (DOJ-OIG)☐ person is awaiting trial in another Federal or State  
Court, give name of court☐ this person/proceeding is transferred from another  
district per (circle one) FRCrP 20, 21 or 40. Show  
District☐ this is a re prosecution of  
charges previously dismissed  
which were dismissed on  
motion of:☐ U.S. Att'y ☐ Defense☐ this prosecution relates to a  
pending case involving this same  
defendant☐ prior proceedings or appearance(s)  
before U.S. Magistrate regarding  
this defendant were recorded underSHOW  
DOCKET NO.MAGISTRATE  
CASE NO.Name and Office of Person  
Furnishing Information on  
THIS FORM

MELINDA HAAG

☒ U.S. Att'y ☐ Other U.S. AgencyName of Asst. U.S. Att'y  
(if assigned)

JOSEPH FAZIOLI

**ADDITIONAL INFORMATION OR COMMENTS****PROCESS:**☐ SUMMONS ☒ NO PROCESS\*☐ WARRANT

Bail Amount: \_\_\_\_\_

If Summons, complete following:

☐ Arraignment ☐ Initial Appearance

Defendant Address: \_\_\_\_\_

\*Where defendant previously apprehended on complaint, no new summons  
or warrant needed, since Magistrate has scheduled arraignment

Date/Time: \_\_\_\_\_

Before Judge: \_\_\_\_\_

Comments: \_\_\_\_\_

DEFENDANT - U.S.

2010 DEC -2 P 3:43

RACHELLE THOMAS-ZUILL

DISTRICT COURT NUMBER

CR10 00883

**DEFENDANT****IS NOT IN CUSTODY**1) ☒ Has not been arrested, pending outcome this proceeding.  
If not detained give date any prior summons  
was served on above charges2) ☐ Is a Fugitive3) ☐ Is on Bail or Release from (show District)

Northern District of California

**IS IN CUSTODY**4) ☐ On this charge5) ☐ On another conviction6) ☐ Awaiting trial on other  
charges☐ Fed'l ☐ State

If answer to (6) is "Yes", show name of institution

Has detainer  
been filed?☐ Yes  
☐ NoIf "Yes"  
give date  
filed**DATE OF  
ARREST**

Month/Day/Year

Or... If Arresting Agency &amp; Warrant were not

Month/Day/Year

**DATE TRANSFERRED  
TO U.S. CUSTODY**☐ This report amends AO 257 previously submitted